

JS 44C/SDNY
REV. 7/2012

CIVIL COVER SHEET

13CV6059

Sullivan

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS

CAROLYN FJORD, et al.

DEFENDANTS

AMR CORPORATION, et al.

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

DAVID J. COOK, ESQ., COOK COLLECTION ATTORNEYS, PLC
165 Fell Street, San Francisco, CA 94102-5106
(415) 989-4730

ATTORNEYS (IF KNOWN)

SEE SERVICE LIST ATTACHED

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Motion for mandatory withdrawal under 28 USC section 157(d); federal question under Sections 7 & 16 of the Clayton Act.

Has this or a similar case been previously filed in SDNY at any time? No ☒ Yes ☐ Judge Previously AssignedIf yes, was this case Vol. ☐ Invol. ☐ Dismissed. No ☐ Yes ☐ If yes, give date _____ & Case No. _____IS THIS AN INTERNATIONAL ARBITRATION CASE? No ☒ Yes ☐

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

TORTS		ACTIONS UNDER STATUTES			
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
[] 110 INSURANCE	[] 310 AIRPLANE	[] 362 PERSONAL INJURY -	[] 610 AGRICULTURE	[] 422 APPEAL	[] 400 STATE
[] 120 MARINE	[] 315 AIRPLANE PRODUCT	MED MALPRACTICE	[] 620 OTHER FOOD &	28 USC 158	REAPPORTIONMENT
[] 130 MILLER ACT	LIABILITY	[] 365 PERSONAL INJURY	DRUG	<input checked="" type="checkbox"/> 423 WITHDRAWAL	[] 410 ANTITRUST
[] 140 NEGOTIABLE	[] 320 ASSAULT, LIBEL &	PRODUCT LIABILITY	[] 625 DRUG RELATED	28 USC 157	[] 430 BANKS & BANKING
INSTRUMENT	SLANDER	[] 368 ASBESTOS PERSONAL	SEIZURE OF		[] 450 COMMERCE
[] 150 RECOVERY OF	[] 330 FEDERAL	INJURY PRODUCT	PROPERTY		[] 460 DEPORTATION
OVERPAYMENT &	EMPLOYERS'	LIABILITY	21 USC 881	PROPERTY RIGHTS	[] 470 RACKETEER INFLU-
ENFORCEMENT	LIABILITY		[] 630 LIQUOR LAWS		ENCED & CORRUPT
OF JUDGMENT	[] 340 MARINE	PERSONAL PROPERTY	[] 640 RR & TRUCK	[] 820 COPYRIGHTS	ORGANIZATION ACT
MEDICARE ACT	[] 345 MARINE PRODUCT		[] 650 AIRLINE REGS	[] 830 PATENT	(RICO)
[] 152 RECOVERY OF	LIABILITY	[] 370 OTHER FRAUD	[] 660 OCCUPATIONAL	[] 840 TRADEMARK	[] 480 CONSUMER CREDIT
DEFAULTED	[] 350 MOTOR VEHICLE	[] 371 TRUTH IN LENDING	SAFETY/HEALTH		[] 490 CABLE/SATELLITE TV
STUDENT LOANS	[] 355 MOTOR VEHICLE	[] 380 OTHER PERSONAL	[] 690 OTHER	SOCIAL SECURITY	[] 810 SELECTIVE SERVICE
(EXCL VETERANS)	PRODUCT LIABILITY	PROPERTY DAMAGE			[] 850 SECURITIES/
[] 153 RECOVERY OF	[] 360 OTHER PERSONAL	[] 385 PROPERTY DAMAGE			COMMODITIES/
OVERPAYMENT	INJURY	PRODUCT LIABILITY	LABOR	[] 861 HIA (1395ff)	EXCHANGE
OF VETERAN'S				[] 862 BLACK LUNG (923)	[] 875 CUSTOMER
BENEFITS				[] 863 DIWC/DIWW (405(g))	CHALLENGE
[] 160 STOCKHOLDERS				[] 864 SSID TITLE XVI	12 USC 3410
SUITS				[] 865 RSI (405(g))	[] 890 OTHER STATUTORY
[] 190 OTHER		PRISONER PETITIONS			ACTIONS
CONTRACT			[] 710 FAIR LABOR	FEDERAL TAX SUITS	[] 891 AGRICULTURAL ACTS
CONTRACT	ACTIONS UNDER STATUTES	[] 510 MOTIONS TO	STANDARDS ACT		[] 892 ECONOMIC
PRODUCT		VACATE SENTENCE	LABOR/MGMT	[] 870 TAXES (U.S. Plaintiff or	STABILIZATION ACT
LIABILITY	CIVIL RIGHTS	20 USC 2255	RELATIONS	Defendant)	[] 893 ENVIRONMENTAL
[] 196 FRANCHISE		[] 530 HABEAS CORPUS	REPORTING &	[] 871 IRS-THIRD PARTY	MATTERS
		[] 535 DEATH PENALTY	DISCLOSURE ACT	26 USC 7609	[] 894 ENERGY
	[] 441 VOTING	[] 540 MANDAMUS & OTHER	RAILWAY LABOR ACT		ALLOCATION ACT
	[] 442 EMPLOYMENT		[] 790 OTHER LABOR		[] 895 FREEDOM OF
	[] 443 HOUSING/		LITIGATION		INFORMATION ACT
	ACCOMMODATIONS		EMPL RET INC		[] 900 APPEAL OF FEE
REAL PROPERTY		PRISONER CIVIL RIGHTS	SECURITY ACT		DETERMINATION
[] 210 LAND	[] 444 WELFARE		IMMIGRATION		UNDER EQUAL
CONDEMNATION	[] 445 AMERICANS WITH	[] 550 CIVIL RIGHTS	[] 462 NATURALIZATION		ACCESS TO JUSTICE
[] 220 FORECLOSURE	DISABILITIES -	[] 555 PRISON CONDITION	APPLICATION		CONSTITUTIONALITY
[] 230 RENT LEASE &	EMPLOYMENT		[] 463 HABEAS CORPUS-		OF STATE STATUTES
EJECTMENT	[] 446 AMERICANS WITH		ALIEN DETAINEE		
[] 240 TORTS TO LAND	DISABILITIES -OTHER		OTHER IMMIGRATION		
[] 245 TORT PRODUCT	[] 440 OTHER CIVIL RIGHTS		ACTIONS		
LIABILITY	(Non-Prisoner)				
[] 290 ALL OTHER					
REAL PROPERTY					

Check if demanded in complaint:CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.?
IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint

JURY DEMAND: ☐ YES ☒ NO

NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN *x* IN ONE BOX ONLY)

ORIGIN

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from (Specify District) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judge Judgment
- ☐ a. all parties represented ☐ b. At least one party is pro se.

(PLACE AN *x* IN ONE BOX ONLY)

BASIS OF JURISDICTION

- ☐ 1 U.S. PLAINTIFF ☐ 2 U.S. DEFENDANT ☒ 3 FEDERAL QUESTION (U.S. NOT A PARTY) ☐ 4 DIVERSITY

**IF DIVERSITY, INDICATE
CITIZENSHIP BELOW.
(28 USC 1332, 1441)**

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF [] 1	DEF [] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF [] 3	DEF [] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF [] 5	DEF [] 5
CITIZEN OF ANOTHER STATE	[] 2	[] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[] 4	[] 4	FOREIGN NATION	[] 6	[] 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: ☐ WHITE PLAINS ☒ MANHATTAN
(DO NOT check either box if this a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.)

DATE 8/27/13 SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

☒ NO

[] YES (DATE ADMITTED Mo. _____ Yr. _____)

Attorney Bar Code #

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)

SERVICE LIST

In re: AMR CORPORATION, et al., Debtors.

Carolyn Fjord, Katherine R. Arcell, Keith Dean Bradt, Judy Bray, Jose' M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandall, Rosemary D'Augusta, Brenda K. Davis, Pamela Faust, Don Freeland, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardner, Lee M. Gentry, Valarie Ann Jolly, Gail S. Kosach, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Patricia Ann Meeuwsen, L. West Oehmig, Jr., Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert A. Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Christine O. Whalen.

Plaintiffs,

v.

AMR CORPORATION, AMERICAN AIRLINES, and US AIRWAYS GROUP, INC. and US
AIRWAYS, INC..

Defendants.

Chapter 11 Case No.: 11-15463 (SHL) (Jointly Administered)

Adv. No. 13-01392 (SHL)

Plaintiffs' Counsel:

Joseph M. Alioto (CA SBN 42680)
Theresa D. Moore (CA SBN 99978)
Jamie L. Miller (CA SBN 271452)
ALIOTO LAW FIRM
One Sansome Street, 35th Floor
San Francisco, CA 94104
Telephone: (415) 434-8900
Facsimile: (415) 434-9200
Email: jmalieto@aliotolaw.com
jmillier@aliotolaw.com

David Julian Cook
Cook Collection Attorneys, PLC
165 Fell Street
San Francisco, CA 94102
415-989-4730
Fax : 415-989-0491
Email: cook@cookcollectionattorneys.com
LEAD ATTORNEY

Gil D. Messina
Messina Law Firm, P.C.
961 Holmdel Road
Holmdel, NJ 07733
732-332-9300
Fax : 732-332-9301
Email: gmessina@messinalawfirm.com

Robert Ross Fogg, Esq.
Law Office of Robert Ross Fogg, Esq., LL.M.
69 Delaware Avenue, Suite 600
Buffalo, New York 14202
Telephone: (716) 853-3644

John Haslet Boone (CA SBN 44876)
Law Offices of John H. Boone
4319 Sequoia Drive
Oakley, CA 94561
Telephone: (415) 434-8900
Facsimile: (415) 434-9200
Email: deacon38@gmail.com

Derek G. Howard (CA SBN 118082)
Minami Tamaki LLP
360 Post Street, 8th Floor
San Francisco, CA 94109
Telephone: (415) 788-9000
Facsimile: (415) 398-3887
Email: Dhoward@minamitamaki.com

Defendants' Counsel:

AMR Corporation
PRO SE

American Airlines
PRO SE

US Airways Group, Inc.
represented by:

Sadik Harry Huseny
Latham & Watkins LLP
505 Montgomery Street, Suite 2000
San Francisco, CA 94111
415-391-0600
Fax : 415-395-8095
Email: sadik.huseny@lw.com

Alfred Carroll Pfeiffer, Jr.
Latham & Watkins LLP
505 Montgomery Street, Suite 2000
San Francisco, CA 94111
415-391-0600
Fax : 415-395-8095
Email: al.pfeiffer@lw.com

Daniel Murray Wall
Latham & Watkins LLP
505 Montgomery Street, Suite 2000
San Francisco, CA 94111
415-391-0600
Fax : 415-395-8095
Email: dan.wall@lw.com

US Airways, Inc.
Kobre & Kim LLP
800 Third Avenue
New York, NY 10022

represented by:
Sadik Harry Huseny
(See above for address)

Alfred Carroll Pfeiffer, Jr.
(See above for address)

Daniel Murray Wall
(See above for address)

F:\USERS\DJCNEW\ford.service list